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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

GREGORY SANCHEZ,)	Cause No. CV-05-20-BLG-RFC
)	
Petitioner,)	
)	
vs.)	ORDER
)	
JIM MacDONALD, WARDEN)	
)	
Respondent.)	
_____)	

January 11, 2006, United States Magistrate Judge Richard W. Anderson entered his Findings and Recommendation on Petitioner's case. Magistrate Judge Anderson recommended that Petitioner's Petition be dismissed with prejudice for procedural default in state court and a certificate of appealability be denied.

Upon service of a magistrate judge's findings and recommendation, a party has 10 days to file written objections. 28 U.S.C. § 636(b)(1). Petitioner filed his objections to Magistrate Judge

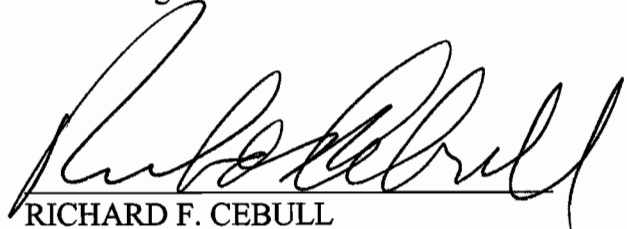
Anderson's Findings and Recommendations on January 27, 2006. Petitioner's objections are not well taken.

After a de novo review, the Court determines the Findings and Recommendation of Magistrate Judge Anderson are well grounded in law and fact and HEREBY ORDERS they be adopted in their entirety.

Accordingly, **IT IS HEREBY ORDERED** that Petitioner's Petition is DISMISSED WITH PREJUDICE for procedural default in state court and certificate of appealability is DENIED.

The Clerk of Court shall notify the parties of the making of this Order.

DATED this 18th day of February, 2006.


RICHARD F. CEBULL
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF MAILING

DATE: 2/1/06 BY: _____

I hereby certify that a copy
of this order was mailed to:

Gregory Sanchez
AUSA